IN THE HIGH COURT OF JUDICATURE AT
BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION.

Suit No. 2414 of 1984.

Dr. Prakash Sukhram Pandya .. Plaintiff.

Versus.

N.S. Allana & Anr. .. Defendants.

Mr. Vishal Datta i/b Markand Gandhi for the plaintiff.
None for the defendants.

CORAM: V.C. DAGA J.
DATED: 20.01.2006.

P.C.:-

. Heard the learned counsel for the plaintiff.

. The defendants have not filed written statement.

. The learned counsel for the defendants submits that she is not in a position to contact her clients for want of their whereabouts.

. The same statement was made even on the previous dates of the hearing.

. With the result, by an order dated 16.12.2005 this Court had to direct ex parte trial of the suit.

. Today when the matter is taken up for hearing, the learned counsel for the plaintiff has expressed his inability to either file affidavit in support of the suit claim or to produce original documents on which the suit is based.

. He submits that he is not in a position to contact his client and there is no reply of the plaintiff.

. There is no evidence led by the plaintiff. No original documents are

being produced in support of the suit claim.

. In that view of the matter, suit is dismissed for want of evidence.

No order as to costs.

V.C. DAGA.J.